

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

UNITED STATES OF AMERICA

CASE NO. 8:15-cr-

356 T17 MAP

v.

TIMOTHY MUNRO ROBERTS, and
TERRANCE F. TAYLOR

18 U.S.C. § 1349
18 U.S.C. § 1343
18 U.S.C. § 981(a)(1)(C)-Forfeiture
28 U.S.C. § 2461(c)-Forfeiture

INDICTMENT

SEALED

The Grand Jury charges:

COUNT ONE
(Conspiracy to Commit Wire Fraud)

A. Introduction

At times material to this Indictment:

1. Timothy Munro Roberts was the founder, CEO, and Chairman of the Board of Savtira Corporation, Inc., as well as a resident of the Middle District of Florida. As CEO and Chairman of the Board, Roberts solicited investors for Savtira, had control over Savtira's funds, and was responsible for overseeing the sale of Savtira's products to potential customers, among other things.

2. Terrance (Terry) F. Taylor was the Executive Vice President of Finance and Treasurer of Savtira Corporation, Inc., as well as a resident of the Middle District of Florida. As VP of Finance and Treasurer, Taylor had control over Savtira's funds along with Roberts, oversaw the company's bank accounts as well as its books and records, and participated in the solicitation of investors, among other things.

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U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

FILED

3. Savtira Corporation Inc. (Savtira) was a company located at 2101 E. Palm Avenue, Tampa, FL 33605, in the Middle District of Florida. According to its business plan, Savtira purported to offer a centralized, cloud-based shopping cart platform for online and traditional retailers to sell its goods, regardless of the device used by the online purchaser. Savtira was registered in Delaware on or about November 29, 2010, and listed Timothy Roberts as its president. The Company was again incorporated in Florida on or about April 12, 2011, and listed Roberts as its president. The company maintained its corporate accounts at SunTrust Bank locations in the Middle District of Florida and Roberts and Taylor were the sole signatories on the Savtira's primary operating accounts.

B. The Conspiracy

4. Beginning on an unknown date, but at least on or about November 29, 2010, and continuing through and including the date of this Indictment, in the Middle District of Florida and elsewhere,

TIMOTHY MUNRO ROBERTS,
and
TERRANCE F. TAYLOR,

the defendants herein, did knowingly and willfully combine, conspire, confederate, and agree with each other and others, both known and unknown to the Grand Jury, to commit certain offenses, to wit to execute and attempt to execute a scheme and artifice to defraud, and to obtain money and property by means of false and fraudulent pretenses, representations, and promises, by transmitting and causing to be transmitted by means of wire communications in interstate and foreign commerce, writings, signs, signals, pictures, and sounds for the purpose of executing such scheme and artifice, in violation of

Title 18, United States Code, Section 1343.

C. Manner and Means of the Conspiracy

5. It was part of the conspiracy that the conspirators would, and did, market Savtira stock to victim investors by making false claims to investors upon which the victim investors relied, including that the company was profitable; the company had entered into executed agreements with nationally recognized legitimate technology firms; the company owned patents; and/or that the company was valued between \$450 million and \$540 million.

6. It was further part of the conspiracy that the conspirators would and did use some or all of the aforementioned false statements to cause victim investors to send interstate wire transfers of funds to Savtira's accounts located in the Middle District of Florida and controlled by Roberts and Taylor.

7. It was further part of the conspiracy that in exchange, the conspirators would and did give victim investors Savtira stock certificates that the conspirators knew were essentially worthless and caused the stock certificates to be emailed from the Middle District of Florida to the recipients via interstate wires.

8. It was further part of the conspiracy that the conspirators would and did misuse and misappropriate investor funds for, among other things, personal expenses and cash withdrawals without the investors' consent or knowledge.

9. It was further part of the conspiracy that the conspirators would and did fail to disclose to investors that Roberts entered into a settlement agreement with the Securities and Exchange Commission in 2008, that required Roberts to pay a fine and

banned Roberts from selling unregistered securities, among other things.

10. It was further part of the conspiracy that the conspirators would and did fail to disclose to investors that in truth and in fact, Savtira owned no patents.

11. It was further part of the conspiracy that the conspirators would and did inflate the value of the company, its stock, its revenues, and its contracts in marketing and other materials provided to victim investors and potential investors, in some cases via emails that were sent across state lines.

12. It was further part of the conspiracy that the conspirators would and did enter into contracts on behalf of Savtira with victim customers promising to provide cloud-based eCommerce solutions when, in truth and in fact, the conspirators knew Savtira never had a working product and never delivered on the contracts.

13. It was further part of the conspiracy that the conspirators would and did enter into bogus contracts and generated bogus invoices and accounts receivable to make it appear as if Savtira had multi-million dollar future revenues for the purpose of falsely bolstering the company's value and factoring the invoices for cash.

14. It was further part of the conspiracy that the conspirators would and did perform acts and make statements to hide and conceal and cause to be hidden and concealed the purpose of the conspiracy and the acts committed in furtherance thereof.

All in violation of Title 18, United States Code, Section 1349.

COUNTS TWO THROUGH SIX
(WIRE FRAUD)

A. Introduction

1. Paragraphs 1 through 3 of Part A of Count One of this Indictment, Introduction, are realleged and incorporated by reference as if fully set forth herein.

B. Scheme and Artifice

2. Beginning on an unknown date, but at least on or about November 29, 2010, and continuing through and including the date of this Indictment, in the Middle District of Florida and elsewhere,

TIMOTHY MUNRO ROBERTS
and
TERRANCE F. TAYLOR,

the defendants herein, did knowingly devise a scheme and artifice to defraud and for obtaining money and property by means of materially false and fraudulent pretenses, representations, and promises.

C. Manner and Means of the Scheme

3. The substance of the scheme and artifice is set forth in Part C of Count One of this Indictment, Manner and Means of the Scheme, the allegations of which are realleged and incorporated by reference as if fully set forth herein.

D. INTERSTATE WIRE TRANSMISSIONS

4. On or about the dates listed below, in the Middle District of Florida and elsewhere, the defendants,

TIMOTHY MUNRO ROBERTS,
and
TERRANCE F. TAYLOR,

for the purpose of executing the aforementioned scheme and artifice and attempting to do so, transmitted and caused to be transmitted by wire in interstate commerce the following:

COUNT	DATE	WIRE	FROM	TO
TWO	07/27/2011	\$100,000 wire transfer	Wells Fargo account of G.B. in San Francisco, CA	Savtira's SunTrust account ending in -1414 in the Middle District of Florida
THREE	08/05/2011	\$150,000	Lloyds of London account of G.B. in London, England	Savtira's SunTrust account ending in -1414 in the Middle District of Florida
FOUR	11/04/2011	\$750,000 wire transfer	JP Morgan Chase Bank account of J.S. and S.S. Revocable Trust in New York, New York	Savtira's SunTrust account ending in -1414 in the Middle District of Florida
FIVE	01/10/2012	Email from ttaylor@savtira.com discussing a projected use of investor funds	Savtira in Tampa, FL	John@gqplanet.com via GQPlanet's server hosted by GoDaddy in Arizona
SIX	04/04/2012	\$50,000 wire transfer	Wells Fargo account of L.Z. in Las Vegas, Nevada	Savtira's SunTrust account ending in -1414 in the Middle District of Florida

In violation of Title 18, United States Code, Sections 1343 and 2.

FORFEITURE

1. The allegations contained in Counts One through Six of this Indictment are hereby realleged and incorporated by reference for the purpose of

alleging forfeiture pursuant to the provisions of Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).


2. From his engagement in the violations alleged in Counts One through Six of this Indictment, defendants TIMOTHY MUNRO ROBERTS AND TERRANCE F. TAYLOR shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to such violations, including but not limited to a forfeiture money judgment in the amount of approximately \$5.3 million, which represents the amount of proceeds traceable to such violations.

3. If any of the property described above, as a result of any act or omission
of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

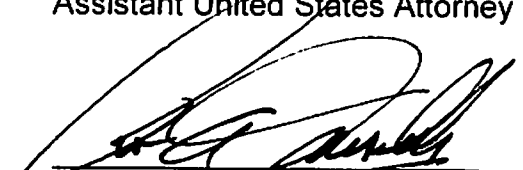
the United States of America shall be entitled to forfeiture of substitute property under the provisions of Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c).

A TRUE BILL,


Foreperson

A. LEE BENTLEY, III
United States Attorney

By: 
AMANDA L. RIEDEL
Assistant United States Attorney

By: 
ROBERT A. MOSAKOWSKI
Assistant United States Attorney
Chief, General Crimes Section

FORM OBD-34
APR 1991

No.

UNITED STATES DISTRICT COURT
Middle District of Florida
Tampa Division

THE UNITED STATES OF AMERICA

vs.

TIMOTHY MUNRO ROBERTS, and
TERRANCE F. TAYLOR

INDICTMENT

Violations:

18 U.S.C. §§ 1349 and 1343

A true bill,

M. Elise Wilson

Foreperson

Filed in open court this 3rd day

of September, 2015.

CLERK OF DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

Clerk

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Bail \$ _____

FILED